

EXHIBIT 16 TO
STATEMENT OF FACTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SEXY HAIR CONCEPTS, LLC,

Opposer,

Opposition No.

v.

125,739

V SECRET CATALOGUE, INC.,

Applicant.

INDEX TO EXHIBITS AND TRIAL TESTIMONY OF KATHI VAN ZANDT

I. Deposition Testimony Transcript of Kathi Van Zandt ("Van Zandt")

Applicant's Examination of Van Zandt: Page 4

Opposer's Cross Examination of Van Zandt: Page 28

Applicant's Reexamination of Van Zandt: Page 48

II. Exhibits Offered at the Deposition of Van Zandt

Applicant's Exhibit V: "Applicant's Notice of Taking of Testimony (Kathi Van Zandt)" (p. 62), Introduced on p. 4

Applicant's Exhibit W: "Applicant's Amended Notice of Taking of Testimony (Kathi Van Zandt)" (p. 66), Introduced on p. 4

Applicant's Exhibit X: CCH Corsearch Comprehensive Search for "SO SEXY" (p. 71), Introduced on p. 13

Applicant's Exhibit Y: Applicant's "SO SEXY" Postioning Statement (p. 161), Introduced on p. 16

Applicant's Exhibit Z: Applicant's "SO SEXY" Product Description (p. 163), Introduced on p. 17

Applicant's Exhibit AA: Applicant's "SO SEXY" Product Sample (p. 165), Introduced on p. 20

Applicant's Exhibit BB: Applicant's "SO SEXY" Product Signage (p. 168), Introduced on p. 23

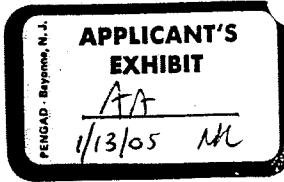
Applicant's Exhibit CC: Applicant's "SO SEXY" In Store Instructions (p. 182),
Introduced on p. 24, Confidential – Filed Under Seal

Applicant's Exhibit DD: Applicant's "SO SEXY" Product Mailer (p. 185), Introduced
on p. 26

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transmitted by e-mail to the U.S. Patent and Trademark Office
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Amber

FEBRUARY 10, 2005



Van Zandt 167

